W.P. No. 1364 of 2007 (S/S)
With
Stay App. Nil / 07

Hon'ble. P.C. Pant, J.

Heard learned counsel for the petitioner and learned Standing Counsel for the respondents.

By means of this writ petition, the petitioner has challenged order dated 05.09.2007, whereby her transfer from Government Girls Inter College, Uttarkashi to Government Inter College, Sabhawala, Dehradun, is cancelled.

The impugned order appears to have been passed in pursuance to the Government Order No. 357 / XXIV –2 / 2007 dated 13th August 2007. By said Government Order, the State Government has reflected a policy that the posts of the Lectures / Teachers of the Inter Colleges and Schools in the interior / remote areas be not be left vacant. With that object the transfer from 'Durgam' to 'Sugam' and from 'Sugam' to 'Sugam' are directed to be cancelled. The petitioner's transfer was from 'Sugam' to 'Sugam'.

This Court cannot interfere with the policy decision of the State Government, nor can it be said to have no rationale or no nexus with the object of the Government Order.

The transfer order does not appear to have been made due to the malice on the part of the authorities. Neither there is any arbitrariness in the transfer order, nor it appears to be against the rules.

In the above circumstances, the writ petition is dismissed, in limine, with the observation that if the petitioner makes a representation within ten days from today to the authorities concerned, such authorities may consider the representation of the petitioner.

(Stay Application also stands dismissed, accordingly)

(P.C. P., J.)
21.09.2007

HN